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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

NEKTAR THERAPEUTICS,

Plaintiff/Counter-Defendant,

v.

ELI LILLY & CO.,

Defendant/Counter-Claimant.

CASE NO. 3:23-CV-03943-JD

~~PROPOSED~~ ORDER GRANTING ELI
LILLY AND COMPANY'S MOTION TO
VOLUNTARILY DISMISS ITS
COUNTERCLAIMS FOR BREACH OF
CONTRACT AND DEFAMATION WITH
PREJUDICE

Judge: Hon. James Donato
Hearing Date: October 9, 2025
Time: 1:30 p.m. PT
Courtroom: 11, 19th Floor

~~PROPOSED~~ ORDER GRANTING LILLY'S
MOTION TO VOLUNTARILY DISMISS ITS
COUNTERCLAIMS WITH PREJUDICE

CASE No. 3:23-CV-03943-JD

1 Before the Court is Defendant Eli Lilly and Company's ("Lilly") Motion to Voluntarily Dismiss
2 its Counterclaims for breach of contract and defamation with prejudice (the "Motion"). The Court, having
3 considered the Motion and/or any submissions or oral argument in connection with the Motion, finding
4 good cause, hereby ORDERS as follows:

5 1. Lilly's Motion is GRANTED; and

6 2. Lilly's Counterclaims (ECF No. 54 ¶¶ 86-103) are hereby DISMISSED WITH PREJUDICE.

7 **IT IS SO ORDERED.**

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9 DATED: October 7, 2025

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12 HON. JAMES DONATO
13 UNITED STATES DISTRICT JUDGE
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